

REMARKS

This Amendment is being filed in response to the Office Action mailed December 1, 2006, which has been reviewed and carefully considered. Reconsideration and allowance of the present application in view of the amendments made above and the remarks to follow are respectfully requested.

By means of the present amendment, the current Abstract has been deleted and substituted with the enclosed New Abstract which better conforms to U.S. practice. Further, the specification has been amended for better compliance with the figures.

By means of the present amendment, claims 1-2 and 4-11 have been amended for better conformance to U.S. practice, such as beginning the dependent claims with 'The' instead of 'A'. Claims 1-2 and 4-11 were not amended in order to address issues of patentability and Applicants respectfully reserve all rights under the Doctrine of Equivalents.

In the Office Action, claim 1 is rejected under 35 U.S.C. §112, second paragraph as allegedly indefinite. Without agreeing with the Examiner, and in the interest of advancing prosecution,

claim 1 has been amended to remove the alleged informality noted by the Examiner. It is respectfully submitted that the rejection of claim 1 has been overcome and an indication as such is respectfully requested.

In the Office Action, claims 1-2, 3/2, 3/1, 4/3 and 5-7 are rejected under 35 U.S.C. §102(e) as allegedly anticipated by U.S. Patent Application Publication No. 2002/0177407 (Mitsumoto). Further, claims 8-10 are rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Mitsumoto in view of U.S. Patent Application Publication No. 2001/0011012 (Hino). It is respectfully submitted that claims 1-2 and 4-11 are patentable over Mitsumoto and Hino for at least the following reasons.

Mitsumoto is directed to a portable telephone 10, shown in FIG 5, that includes an IC card 30. The IC card 30 includes a non-contact type I/F section 32 for performing transmission/reception of data with an electronic ticket system 80 via a radio link R2.

It is respectfully submitted that Mitsumoto does not teach or suggest the present invention as recited in independent claim 1, and similarly recited in independent claims 5 and 9-10 which, amongst other patentable elements, requires (illustrative emphasis

provided):

a radio transmission/reception unit for transmitting a powering signal to a contactless chip ...

modulation means for modulating said powering signal with device data so as to transmit said device data to said contactless chip, said powering signal providing power and said device data to said contactless chip.

These features are nowhere taught or suggested in Mitsumoto, which does not even teach or suggest a powering signal for wirelessly providing power to a contactless chip, let alone providing data to the contactless chip by modulating the powering signal with the data, as recited in independent claims 1, 5 and 9-10. Hino is cited to allegedly show other features and does not remedy the deficiencies in Mitsumoto.

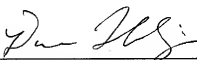
Accordingly, it is respectfully submitted that independent claims 1, 5 and 9-10 should be allowable, and allowance thereof is respectfully requested. In addition, it is respectfully submitted that claims 2, 4, 6-8 and 11 should also be allowed at least based on their dependence from independent claims 1 and 5.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the

foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

By   
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Enclosure: New Abstract

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